



UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

John W. SAFIAN

Application No.: 10/751,367

Confirmation No.: 2205

Filed: January 5, 2004

For: MULTILAYER CONTAINER
PACKAGE FOR DISPENSING A
LIQUID PRODUCT

Art Unit: 3754

Examiner: Philippe Derakshani

Atty. Docket No. 29953-209868

Customer No.

26694

PATENT TRADEMARK OFFICE

Mail Stop Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND REQUEST FOR CONTINUED EXAMINATION
UNDER 37 C.F.R. § 1.114

Sir:

In response to the Office Action dated June 3, 2005, Applicant submits the following Amendment, the statutory period for response being extended one-month by the Petition for extension of time in accordance with 37 C.F.R. § 1.136 submitted herewith along with the appropriate fee. Applicant also submits herewith a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 along with the corresponding fee. No other fees are believed to be due. Should any additional fees be due, please charge deposit account no. 22-0261 and notify the undersigned accordingly.

Please amend the above-identified application as follows:

Amendments to the Specification are noted on page 2.

Amendments to the Claims are reflected in the listing of claims which begin on page 3 of this paper.

Remark/Arguments begin on page 9 of this paper.



RCE
SPW

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/751,367
Filing Date	January 5, 2004
Examiner Name	Philippe Derakshani
First Named Inventor	John W. SAFIAN
Group Art Unit	3754
Attorney Docket Number	29953-209868

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114
a. <input type="checkbox"/> Previously submitted
i. <input type="checkbox"/> Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____ (Any unentered amendment(s) referred to above will be entered).
ii. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
iii. <input type="checkbox"/> Other _____
b. Enclosed
i. <input checked="" type="checkbox"/> Amendment/Reply
ii. <input type="checkbox"/> Affidavit(s)/Declaration(s)
iii. <input type="checkbox"/> Information Disclosure Statement (IDS)
iv. <input type="checkbox"/> Other _____
2. Miscellaneous
a. <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
b. <input type="checkbox"/> Other _____
3. Fees
a. <input checked="" type="checkbox"/> The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 22-0261
i. <input checked="" type="checkbox"/> RCE fee required under 37 C.F.R. § 1.17(e)
ii. <input checked="" type="checkbox"/> Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
iii. <input type="checkbox"/> Other _____
b. <input type="checkbox"/> Check in the amount of \$ _____ enclosed
c. <input type="checkbox"/> Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Stuart I. Smith	Registration No. (Attorney/Agent)	42,159
Signature		Date	October 3, 2005

VENABLE
P.O. Box 34385
Washington, DC 20043-9998

SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, P.O. Box 1450, Alexandria, VA 22313-1450.
PC Docs No. DC2DOCS1/686359v1

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